pg

Previous references

1908.

(Municipal)

Later references

GENERAL AND REVENUE SECRETARIAT

Serial Nos 245

Part B for April '09

SUBJECT

"The Municipal Election Rules."

From S.C. & Pub. Wks., Calcutta, No. 382, 7-8-09
enquiries whether para 2(1) of the Municipal Election Rules of 1909 whether "new municipality" includes the former Union Municipalities under Sec. 8 of the Bengal Mul. Act, 1906

To Do, & DF of Offices Rule. Pro. 9660-1, 3-6-09
Replies on the "affirmative".

G. R. S.-58

G.R.S 11] 1908. 9

GENERAL AND REVENUE SECRETARIAT

Municipal 636

NOTES.

File No. 322-0

FILE HEADING

The Municipal Election Rules

From

The Dy Comr & President of the Madhra, Kaira Dist

No 327 Dated 7 3 1909 Received 12. 3 1909

Diary No. 6306 | Enclos | Spare Copies | Serial No 2

BRIEF ABSTRACT OF LETTER.

Enquires with reference to para 2(ii) of the Municipal Election Rules of 1909 whether the words "New Municipality" include the former minor Municipalities that have been notified as Municipalities under Sec 8 of the Bombay Municipal Regulation, 1901.

NOTES AND ORDERS

Draft of an order replying in the affirmative and Communicating the same to the Dy Comrs is submitted

H M Strng

P 7 09

Notes—First sheet 15 3 1909

GPD—30,000—3 1-07

Serial No.

It must be admitted that the definition is not sufficiently wide and accurate but it is intended to exclude municipalities of the kind referred to in the President's letter

Draft submitted for approval

1st Cr) 17 3 09 [illegible]

10169
18 3 1909
Approve

Draft approved - Before issue please show Secy Municipal whom this important question should have come up

[illegible]
26 Mar

I have slightly added to the draft, which the Collector may show personally to the Pleader before issue.

[illegible]
27 Mar

[illegible]
27 Mar

[illegible]
27.3

5 To the Dy Comr & Pres. of the Municipality Kadur Dist. & the Dy Comrs of other Dists. No 9640-7 Dy 3.4.09

Informs the Dy Comr Kadur Dist. that the reply to the enquiry is in the affirmative

Note.—Cumbu. sheet.

GPH—50.6CS—15-5-08

1908-09

From The President,
Municipal Board,
Kadur District

To
The Secretary to Government
Genl and Rev Depts
Bangalore

Dated 2nd March 1909
Despatched
Received

General No. 327
No.

Enclosure No. nil.

Requesting to be informed whether the term "New Municipality" includes the former mufassil municipalities.

D6306

Office of the President, Municipal
Boards, Kadur District
Dated Chikmagalur, 7th March 1909

K P Srinivasa Iyengar Esquire M A,
President Municipal Boards, Kadur District

To

C S Balasundaram Iyer Esquire, B. A,
Offg Secretary to the Government of Mysore,
Jeneral and Revenue Departments

ml 322-08
SL-2

Sir,

With reference to Government Notification No 6859 — MM 322-08-1, dated 25th January 1909 containing rules prescribing the Qualifications of Voters and candidates at elections of Municipal Councillors. I have the honor to state that the rules prescribed for New Municipalities differ to some extent from those for "old Municipalities" I am in doubt as to whether Chikmagalur which till recently was a minor Municipality not governed by any Regulation, falls under the definition of "New Municipality" or not

2 A new Municipality is defined in Rule 2 of the above notification as a Municipality established by the Government, but of which the first Municipal commissioners have not yet entered upon their offices In the Municipal Regulation (No VII of 1906) under which the above rules are framed, a Municipality

is defined as any local area which is at present a Municipality under the enactments repealed by section 2 of the Regulation and any local area which may hereafter be constituted into a Municipality The minor Municipalities of Chikmagalur and Tarikere not having been governed by the enactments referred to in Section 2 of the Regulation, cannot properly be called Municipalities as defined in the Regulation, and hence when they are constituted as Municipalities under the Regulation, I think they should be considered as New Municipalities. If this interpretation be correct then except Bangalore and Mysore every other Municipality which was till the passing of the Municipal Regulation a minor Municipality governed by the Executive Order of Government and which is constituted as a Municipality under the Regulation will come under the definition of New Municipality and I am not sure if this could have been intended by Government and in that case they could have defined new Municipality as any Municipality except Bangalore and Mysore which may be constituted as such under the Municipal Regulation of 96

3 I therefore beg to be favoured with the order of Government as to whether it forms New Municipality as defined in the Rules

published with the notification above referred to. Includes the former minor Municipalities (i.e. Municipalities other than Mysore and Bangalore) which have been constituted and notified as Municipalities under Section 8 of the Municipal Regulation or whether these Municipalities are to be treated as "Old Municipalities" for the purpose of the application of the above rules

I have the honor to be,

Sir,

Your most Obedient Servant,

G. Hanumanthaiya

for President of Municipalities

Kadur District

322

G.R.S. 28]

File No 08

Serial No 57

Diary No. of letter replied to 6306

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT
(Mun.)

, the 190

Date of issue 3.2.09

Signed by - D.V.K.M

READ— Letter No 327 dated the 7th March 1908 from the D.C. & Resident of the Kudhia, for the Kadur Dist. requesting, with reference to Rule 21(1) of the Municipal Election Rules of 1908 published under Govt No 6859 Mu 322 08-1 dated the 26th January 1909, whether the words "a new Municipality" include a local area ~~not forming part~~ declared a

SUBJECT

a Municipality under
Section 4(1) of the Nyasaland
Municipal Regulation, 1906,
Notwithstanding that the said
area was a Non Regula
tion Municipality. Previ
ously /

Order thereon. No 9640-7 / ML322-08 D 3.4.09

The Dy Comr is informed that the reply to the enquiry
in the affirmative. A new Municipality is a local area
newly constituted a municipality after the passing of the
Ordinance of 1905. Whether it was such or not a Court
Order would be necessary to

Dowd
for Atty Genl
15/3/09

To

The Dep Comr of Police
of the Shire Highlands, Zomba Dist.
The other Dy Comrs for
information

HMS
15.3.1909